

Amendment No. 1 to HB3120

Harmon
Signature of Sponsor

AMEND Senate Bill No. 3222

House Bill No. 3120*

by deleting all language after the enacting clause and by substituting instead the following language:

SECTION 1. Tennessee Code Annotated, Section 55-50-502, is amended by adding the following language as a new subsection:

(l)

(1) The provisions of this subsection (l) shall apply only in any county having a metropolitan form of government with a population of more than five hundred thousand (500,000) according to the 2000 federal census or any subsequent federal census.

(2) A person whose license has been suspended, pursuant to subdivision (a)(1)(H) or (a)(1)(I), may apply to the circuit court clerk or criminal court clerk of each county, as appropriate, to allow for payment of any outstanding judgment resulting from failure to pay state or county fines or costs, older than five (5) years after the date of disposition, at a reduced rate of fifty percent (50%). The circuit court clerk or criminal court clerk, as appropriate, shall allow such person to pay such outstanding judgment, in a single payment, at a reduced rate of fifty percent (50%) during the first six (6) fiscal months of the year.

(3) Notwithstanding any law to the contrary, the amount of any outstanding judgment or other fine or cost that is waived pursuant to subdivision (l)(2) shall be allocated to be borne by all entities otherwise entitled to such fees or costs pro rata in the same proportion such fee or cost would otherwise be distributed.

(4) The department is authorized to reinstate a person's driving privileges when the person provides the department with certification from the circuit court clerk or criminal court clerk of any county that the person has paid pursuant to this subsection (l) and has satisfied all other laws relating to the issuance and restoration of a driver's license.

(5) This subsection (l) shall be repealed on June 30, 2012, unless extended by the general assembly prior to such time.

SECTION 2. Tennessee Code Annotated, Section 55-50-502(d)(2), is amended by adding the following language to the end of the present language:

Notwithstanding 55-50-303(b)(2), the fines and costs for a conviction of driving while suspended, when the conviction was a result of a suspension pursuant to subdivision (a)(1)(H) or (a)(1)(I), may be included in such payment plan, subject to the approval of the court.

SECTION 3. This act shall take effect July 1, 2010, the public welfare requiring it.